(12-P)

Previous references.

1909-10
(S. R.)

File No. 210-D

Serial Nos. 1-2.

Later references.
B 3-6-10 Cal 2 Cal 997-12

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-2

Part B. for May 1910.

SUBJECT.

Inamdar's claim to the Excise Rev from Toddy of Jodi Dandenahalli in the Magadi Taluk.

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1 From the Excise Comr. No. 8535 D. 6-4-10 submits the record of enquiry relating to the claim of the Inamdar of Jodi Dandenahalli in the Magadi Taluk to the Excise Rev from Toddy & gives it as his opinion that he is not entitled to anything beyond the tree-rent.

2. To the Excise Comr. No. H. 5872-3 D. 30-5-10. States that the Inamdar is entitled to nothing beyond the tree-rent.

G.R.S. 11]

1909. 10

GENERAL AND REVENUE SECRETARIAT.

(S. R)

NOTES.

File No. 210–09

FILE HEADING.

Inamdar's claim to the Sheist Rev: from toddy of Jodi Dandenahalli in the Magadi Hk.

From

The Sheist Bandr

No. 8535 Dated 6.4.10 Received 12.4.10.

Diary No. 4113 | Enclos. 3 & 1 file Spare Copies | Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Submits the record of inquiry relating to the claim of the Inamdar of Jodi Dandenahalli in the Magadi Hk to the Sheist Rev. from toddy & gives it as his opinion that he is not entitled to anything beyond the true-rent.

NOTES AND ORDERS.

Both the Investigating officer & the Sheist officer are of opinion that the Inamdar is not entitled to the Sheist Rev: from toddy of his village.

It is not known when & how

NOTES—First sheet

GPB—30,000—3-4-07.

Serial No.

the village was granted as Inam. no Sanad or other document for alienating the village. All that is now available is an entry in the Regr of the Inam Enquiry by which it is seen that Tondai Linga Raja was issued a Pakeed on the 19th Dec 1815 to the end of Magadi directing him to allow the then holders of the village to continue enjoying it by paying a Jodi of 50 Pagodas. Again from Cols 9 & 14 of the Inam Regr it is seen that since the date of the said Pakeed of 1815 the Jodi paid is 42½ Pagodas & that this includes 8 Pagodas being the Jodi from toddy rented separately. It is not clear what inference should be drawn from the above whether or not toddy Rev. was included in the total Jodi of the village in 1815. ~~And the Inamdar~~ Any item in col: 19 of the Inam Regr, the Inamdar ~~has~~ definitely ~~has~~ offers ~~no claim~~ ~~to~~ ~~valuable~~ to that the Sanad confers no right on the Inamdar to the Sale a abkaree Rev. of the village. Next, we have to see whether the Inamdar's right to the Excise Rev: from toddy was or was not admitted at the Inam Settlement. In the Inam Regr there is a col: in which the items of

NOTE—Contn. sheet.

GPB—50,000—13-5-08

Serial No.

Revs: that were in the Enjoyment of the Inamdar at the time of Settlement are mentioned. In the present case, Toddy Revs: does not find a place under the items of "Revs. Enjoyed by the Inamdar". Again, under the Col: of revenue reserved to Govt., the Inam Settlt: has recorded that the rights to Sayer, Hakari and Trees are reserved to Govt: + that the Inamdar's rights to Toddy will be governed by Section 4 of Precis No. 6. The Inamdar's rights as defined in Section 4 of Precis No: 6 are the same as those defined in para 5 of Govt. Order 8. 10. 73. It has been definitely decided in Govt. Order 20. 3. 1877 that the rights referred to in para 5 of Govt. Order 8. 10. 1873 are such as have been resumed to Govt. In the foregoing circumstances, the Precise Asst. seems to be correct in his opinion that the right in question has been reserved to Govt: at the Inam Settlement.

W.

L.

y

Lastly, there is the question of Enjoyment of the Precise Revs: from Toddy within 12 yrs prior to 1892-3. The Inamdar deposed in 1892 that the right to draw-

NOTE—Contn. sheet.

GPB—50.000—13-5-08

Serial No.

Sell to Addy did never exist in his village. He further deposed that he was getting from 30 to 50 Rs a year from the pt: Contractor for allowing them to tap the trees in his village. But no documentary or other evidence was he able to produce to show that he enjoyed the Sweet Rev: from toddy at any time.

The village has no toddy Shop but has only date trees. In the [illegible] Circ, he does not seem to be entitled to anything beyond the tree-rent of his trees. This is the unanimous opinion of the Investigating officer, the D. + Sweet Boys.

Sub: vide a draft according[illegible]

K.S. 10
17.5.10

17/5/10

It is clear that the Inamdar has no evidence in support of his claim. The Hs Samad has not been produced; but would not have helped him even if had been, as it did not confer the right to toddy revenue. ~~was not~~ There

NOTE—Contn. sheet.

GPB—55,000—27.4.09

G. R. S. 12]
General and Revenue Secretariat.

SA File No. 210 of 1907

Serial No.	
	1st C[r]
	C[S]
	25/5/10
	S[d] 25/5/10.
2248 26-5-10	Approved W[M] 26/5/10
	(1) Issue [illegible]
	(2) Please fill up the blank in the draft and show it to me before typing
	S[d] 27/5/10.
	Issued SR [illegible] 27/5/10
	Blanch in the draft filled up & issued for Secretariat.
	True 27/5/10 [illegible] 27/5/10
	S[d] 27/5/10.
2	To the Excise Comm[r]
	Complaint
	No. H 5872-3830 F-10
	States that the [illegible] sent to [illegible]
	Nothing beyond the true send

NOTE—Contn. sheet.

GPB—55,000—27.4.09

No 8535-
2-30 Ifch

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE,

*Bangalore, dated...*6th..April.....*19*10.

From

M. Narain Rao, Esq.,
Offg: *Excise Commissioner in Mysore.*

To

C. S. Balasundram Iyer, Esq., B.A.,
Offg: *Secretary to the Government of*
His Highness the Maharaja of Mysore,
General and Revenue Departments.

SIR,

I have the honor to submit herewith the records of enquiry -- relating to the claim of the Inamdar to the Excise Revenue from toddy of Jodi Dandenahalli village, in the Magadi Taluk of the Bangalore District, together with the correspondence ending with the Bangalore Deputy Commissioner's docket No.890, dated the 1st Instant, and to state that the Inamdar is not entitled to the toddy Excise.

2. The Sannad alienating the village has not been produced. From the entries made in columns 9 and 14 of Inam Register of enquiry of the village filed in the records, it is observed that since 1815 the Jodi paid is P F V 42-3-0 and this amount excludes 8 pagodas being the -- beriz from toddy rented separately. Toddy revenue does not find a place under " C Revenue enjoyed by the Inamdars ". The Inam Superintendent has recorded in para 3 of column 20 of the Register that the rights to Sayer, Abkari and Forests are reserved and that with regard to para 9 of column 19, the amount of 8 pagodas, deduct -ed from the Jodi in 1825, cannot now be reimposed, but the Inamdar's rights to toddy will be governed by section 4 of the Precis No.6, which clearly defines them. This decision has been construed to mean that the right has been conceded to the Inamdar. But from the observations of Government in para 7 of their order No. 12917/Rev. 363, dated the 20th March 1877, it is clear that the right has been reserved to Government at the Inam Settlement.

3.

8 4113

210-09

(1).

From 19

M. Narain Rao Esq,

Offg: *Excise Commissioner in Mysore.*

To

C. S. Balasundaraiyer Esq, B.A.,

Offg: *Secretary to the Government of*
H. H. the Maharaja of Mysore,
Genl. and Rev. Depts.

Dated 6th April 1910

Despatched

Received

General No. 8535

Enclosure No. 3 & 1-Enc

SUBJECT.

Submitting the records of enquiry relating to the claim of the Inamdar to the Excise Revenue Levy of Jodi Dandenahalli village in the Magadi Taluq of the Bangalore District together with Correspondence and stating that the Inamdar is entitled to one fifth of the Gross Farm Rent for the years 1892-93 to 1896-97 both inclusive and the amount thereafter

—

GPB—2,000—31-7-09

3. There is no toddy shop in the village but there are date trees. In 1892 Karnikar Tippaya has stated that the right to draw and sell toddy did not exist from the beginning. In 1893 also he has stated that he has never enjoyed the toddy Excise. His successor Mr. Karinkar Krishnamurthi Rao too has not produced any documentary or other evidence of having enjoyed the revenue at any time. He bases his claim on the ~~the~~ decision at the Inam Settlement which as already stated rather reserves the right to Government than concedes it to the Inamdar. Even if it is conceded that the Inam Settlement is not unfavourable to the Inamdar, the right has to be considered as having fallen into deseutude for want of enjoyment and cannot now be revived.

4. In these circumstances the Inamdar is entitled only to one-fifth of the Grove Farm Rent for the years 1892-93 to 1896-97, both inclusive, and to tree-rent thereafter.

I have the honor to be,

Sir,

Your most obedient servant,

Ramanna

for Offg: Excise Commissioner.

2

G.R.S. 28.]

27/5/10 (4-30 pm.

File No. 210-09

Serial No. 2

Diary No. of letter replied to 4-113

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

(S.R.)

READ— Letter, no. 8335 dtd 6.4.1910 from the Excise Asst in Tumkur, Submitting the record of Enquiry relating to the claim of the Inamdar ~~of Order thereon. No.~~ to the Excise Rev: from Boddy of Jodi Dandenahalli village in the Magadi Sk of the Bangalore Dt:

, *the* 19

Date of issue 30 May 1910

Signed by W Narayanaraob

No. 5872-3

Order thereon:—

30-5-1910 The Inamdar of the

over

SUBJECT.

Jodi Dandenahalli in the
Nagadi Hl. ~~of the Bangalore~~
~~D~~: has not produced ~~any~~ the
Sanad or the deccan title deed; but
~~alienating the village~~ from the
entries in the Inam Regr: of
Enquiry conducted in 1876,
~~there is no doubt~~ it is seen that the Sanad
~~declaration~~ confers on the Inamdar
~~any~~ no right to the allkara
revenue of the village. Nor
was it enjoyed ~~a~~ explicitly.
admitted at the time of the
Inam Settlement. There is
also no proof of enjoyment
of the Excise Rev: from Toddy
~~at any time whatever~~ the
village contains ~~two~~ Toddy Shops but
only some date trees.

There is no evidence that the Inamdar ever enjoyed the Excise revenue of the village, and it is clear that at the time of the Inam Settlement such enjoyment was not ~~urged~~ admitted.

In the foregoing circs,
~~I~~ I ~~do~~ agree with the unanimous
opinion of the Investing offr, the
Dy. Com^r & Sr. Asst: that the Inamdar
is not entitled to anything beyond
the tree-rent of his date trees.

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

In the years 1892-3 to 1896-7, ~~they~~ he is entitled only to a fifth of the Irrigation Rent under Rule 4 issued with Govt order no 2074-81-Rt. 166-92 dt 2/8/01.

CSB

Print.

Offg Secy.

So the Excise Govt into Sub the Collector.

K.S. 17/5/10

KBM 26/5/10

24/5/10 CB. 28/5